THE HONOURABLE SRI JUSTICE C.V. RAMULU

WRIT PETITION NO.1701 OF 2005

DATED: 23-02-2007

Between:

M/s. Kallepally Brothers, Chikkadpalli, Hyderabad represented by its Partner Mr.K.Srinivas Rao

.. Petitioner

and

The Authority under Section 50 of the A.P. Shops and Establishments Act and the Labour Officer, Circle III, Hyderabad and others.

.. Respondents

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ORDER:

This writ petition is filed seeking a certiorari to call for the records relating to the order in S.A.No.6 of 2004 on the file of the 2nd respondent-Appellate Authority under the A.P. Shops and Establishments Act, 1988 and Assistant Commissioner of Labour-III, Hyderabad, and quash the same as arbitrary and illegal.

It appears, the 3rd respondent-workman, assailing the termination by the petitioner-management, approached the 1st respondent-Authority under Section 50 of the A.P. Shops and Establishments Act in S.E.No.16 of 2003. The 1st respondent-Authority, on 28.06.2004, allowed the claim petition and directed the petitioner-management to pay an amount of Rs.49,893/- to the 3rd respondent as compensation. Aggrieved by the same, the petitioner-management carried the matter in appeal being S.A.No.6 of 2004 before the 2nd respondent-Appellate Authority. The Appellate Authority partly allowed the appeal, modified the award and directed the appellant-management to pay an amount of Rs.5,846/- towards compensation and costs of Rs.500/- totaling to Rs.6,346/- to the 3rd respondent-workman. Aggrieved by the same, the present writ petition is filed by the petitioner-management.

Heard both sides. Perused the impugned orders and other material made available on record.

I am of the opinion that the 2nd respondent-Appellate Authority has

rightly decided the matter and partly allowed the appeal, reducing the compensation amount awarded by the 1st respondent-Authority from Rs.49,893/- to Rs.6,346/- which includes costs of Rs.500/-. A reasoned order has been passed by the 2nd respondent-Appellate Authority and no valid and sufficient grounds are made out to interfere with the same. Hence, no further interference can be made into the impugned order passed by the 2nd respondent-Appellate Authority. The writ petition is devoid of merits and is liable to be dismissed.

Accordingly, the writ petition is dismissed. No costs.

C.V. RAMULU, J

23rd February, 2007.

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